

# COMMON COUNCIL MEETING MINUTES

MONDAY, SEPTEMBER 17, 2012 – 6:00 P.M.  
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

## **MEMBERS PRESENT:**

Mayor James Brainard, Council President Richard L. Sharp, Council Members Carol Schleif, W. Eric Seidensticker, Sue Finkam, Luci Snyder, Ronald E. Carter, Kevin D. Rider, Clerk-Treasurer Diana L. Cordray and Deputy Clerk Treasurer Lois Fine.

Mayor Brainard called the meeting to order at 6:00 p.m.

Pastor George Ferch, Bethlehem Lutheran Church, pronounced the Invocation.

Mayor Brainard led the Pledge of Allegiance.

## **RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:**

There were none.

## **APPROVAL OF MINUTES:**

Councilor Seidensticker made a motion to approve minutes from the September 4, 2012 Special Meeting. Councilor Snyder seconded. There was no Council discussion. Council President Sharp called for the vote. Minutes were approved 7-0.

## **RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:**

*Kathy Wallace, Bob Wallace and Alex Aisen* addressed the Council with concerns regarding the Carmel Redevelopment Commission refinancing.

## **COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:**

Councilor Snyder addressed the Council regarding the Hamilton County Humane Society.

Councilors Sharp, Rider and Finkam addressed the Council regarding participating this past Saturday in an outreach program called Fire OPS 101 combined with the fire departments from Westfield, Fishers, Noblesville, Jackson Township and Carmel.

Councilor Carter addressed the Council regarding safety on the Monon Trail.

## **ACTION ON MAYORAL VETOES:**

There were none.

## **CLAIMS:**

Councilor Snyder made a motion to approve claims in the amount of \$3,376,893.00. Councilor Rider seconded. There was no Council discussion. Council President Sharp called for the vote. Claims were approved 7-0.

## **COMMITTEE REPORTS:**

Councilor Snyder reported that the Finance, Administration and Rules Committee had met and discussed the Carmel Redevelopment Commission refinancing. Council President Sharp addressed the Council and without objection requested that Wabash Scientific be invited to attend the conclusion of the CRC deliberations and to provide a report that would have some perspective of the “How” and the “Why” of what the Council intended to accomplish regarding TIF areas.

Councilor Seidensticker reported that the Land Use, Annexation and Economic Development Committee had met and discussed Ordinance Z-559-12. The committee report will be given when the item appears on the agenda.

Councilor Carter reported that the Parks, Recreation and Arts Committee had not met. Councilor Carter addressed the Council regarding the month of August financials for the Extended School Enrichment Program (ESE) and the Monon Community Center.

Councilor Rider reported that the Utilities, Transportation and Public Safety Committee had not met.

Les Olds, Executive Director, Carmel Redevelopment Commission, referred to Bruce Cordingly, President and CEO of the Pedcor Companies, to present Phase II of Carmel City Center which includes the Nash building located along Rangeline Road. There was brief Council discussion.

## **OLD BUSINESS**

Council President Sharp announced the **Eighth Reading of Ordinance D-2092-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Approving and Adopting an Interlocal Agreement (*Between the City of Carmel and the Indiana Department of Transportation Pertaining to a Landscape Maintenance Agreement*); Sponsor: Councilor Rider. Remains in the Utilities, Transportation and Public Safety Committee. This item was not discussed.

Council President Sharp announced the **Eighth Reading of Ordinance D-2095-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 3, Division II, Section 2-48 (*Deferred Compensation Plan*) of the Carmel City Code; Sponsors: Councilors Rider, Sharp, Snyder, Carter, Schleif and Finkam. Remains in the Finance, Administration and Rules Committee. This item was not discussed.

Council President Sharp announced the **Sixth Reading of Ordinance D-2098-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Approving the Appropriation of Monies from the City of Carmel, Indiana, General Fund for use in the Support The Arts Fund (\$1,358,000); Sponsor: Councilor Sharp. Remains in the Finance, Administration and Rules Committee. This item was not discussed.

Council President Sharp announced the **Fourth Reading of Ordinance D-2100-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Approving a Lease Between the City of Carmel Redevelopment Authority and the City of Carmel Redevelopment Commission and Taking Other Actions Related Thereto (\$195,000,000); Sponsors: Councilors Sharp and Snyder. Remains in the Finance, Administration and Rules Committee. This item was not discussed.

Council President Sharp announced the **Second Reading of Ordinance D-2106-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Adopting a Policy Regarding Nepotism and Contracting with the City to be Codified in City Code Chapter 2, Article 5, Sections 2-185.5 (*City Policy Regarding Nepotism*) and 2-185.6 (*City Policy Regarding Contracting with the City by Relatives of Elected Officials*); Sponsor: Councilor Sharp. Sent to the Finance, Administration and Rules Committee. This item was not discussed.

Council President Sharp announced the **Fourth Reading of Ordinance Z-559-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing the Highpoint On Meridian Planned Unit Development District (*Southwest of the Intersection of Illinois Street and 136<sup>th</sup> Street*). Councilor Seidensticker presented the Land Use, Annexation and Economic Development Committee report to the Council. This item was referred back to the Council with a 3-1 favorable recommendation. Councilor Seidensticker presented proposed Ordinance Z-559-12 As Amended, VERSION 3, 9/11/12 to the Council for discussion. Councilor Snyder seconded. There was no Council discussion. Councilor Seidensticker made a motion to amend Ordinance Z-559-12. Councilor Snyder seconded. There was no Council discussion. Council President Sharp called for the vote. The motion to amend was approved 7-0. Council President Sharp referred to Paul Reis, Attorney, Krieg Devault, representing the petitioner, to review the proposed amendments to the Council. There was brief Council discussion. Councilor Seidensticker made a motion to approve Ordinance Z-559-12 As Amended. Councilor Finkam seconded. There was brief Council discussion. Council President Sharp called for the vote. **Ordinance Z-559-12 As Amended** was adopted 6-1 (Councilor Schleif opposed).

## **PUBLIC HEARINGS**

Council President Sharp announced the **First Reading of Ordinance Z-560-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Extending the Sunset Provision on the Process for Demolition of Contributing Buildings Old Town District Overlay Zone in the Carmel Zoning Ordinance. Councilor Seidensticker made a motion to move this item into business. Councilor Rider seconded and referred to Adrienne Keeling, Department of Community Services, to present this item to the Council. There was brief Council discussion. Council President Sharp opened the Public Hearing at 7:14 p.m. Seeing no one who wished to speak, Council President Sharp closed the Public Hearing at 7:14:15 p.m. There was no Council discussion. Council President Sharp referred Ordinance Z-560-12 to the Land Use, Annexation and Economic Development Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance Z-561-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending the City of Carmel Sign Ordinance. Councilor Seidensticker made a motion to move this item into business. Councilor Rider seconded and referred to Rachel Boone, Department of Community Services, to present this item to the Council. There was no Council discussion. Council President Sharp opened the Public Hearing at 7:18 p.m.

*Mo Merhoff, President, Carmel Chamber of Commerce*, addressed the Council in favor of this ordinance.

Seeing no one else who wished to speak, Council President Sharp closed the Public Hearing at 7:21 p.m. There was no Council discussion. Council President Sharp referred Ordinance Z-561-12 to the Land Use, Annexation and Economic Development Committee for further review and consideration.

## **NEW BUSINESS**

Council President Sharp announced the **First Reading of Ordinance D-2102-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing Salaries of Appointed Officers and Employees of the Clerk-Treasurer, City of Carmel, Indiana, for the Year 2013. Councilor Seidensticker made a motion to move this item into business. Councilor Snyder seconded. Councilor Seidensticker presented this item to the Council. There was no Council discussion. Council President Sharp referred Ordinance D-2102-12 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-2103-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing Salaries of Appointed Officers and Employees of the Carmel City Court for the Year 2013. Councilor Seidensticker made a motion to move this item into business. Councilor Snyder seconded. Councilor Seidensticker presented this item to the Council. There was no Council discussion. Council President Sharp referred Ordinance D-2103-12 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-2104-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing Salaries of Appointed Officers and Employees of the City of Carmel, Indiana, for the Year 2013. Councilor Seidensticker made a motion to move this item into business. Councilor Finkam seconded. Councilor Seidensticker presented this item to the Council. There was no Council discussion. Council President Sharp referred Ordinance D-2104-12 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-2105-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Fixing Salaries of Elected Officials of the City of Carmel, Indiana, for the Year 2013. Councilor Seidensticker made a motion to move this item into business. Councilor Rider seconded. Councilor Seidensticker presented this item to the Council. There was no Council discussion. Council President Sharp referred Ordinance D-2105-12 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-2108-12**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 1, Section 2-8 (*Redevelopment Commission*), Establishing the Carmel Redevelopment Department. Councilor Seidensticker made a motion to move this item into business. Councilor Snyder seconded and presented this item to the Council. There was no Council discussion. Council President Sharp referred Ordinance D-2108-12 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced **Resolution CC-09-17-12-01**; A Resolution of the Common Council of the City of Carmel, Indiana, Amending the Carmel Clay Comprehensive Plan "C3 Plan 2009" Regarding the Transportation Plan. Councilor Seidensticker made a motion to move this item into business. Councilor Finkam seconded. Councilor Rider referred to Adrienne Keeling, Department of Community Services, to present this item to the Council. There was no Council discussion. Council President Sharp referred Resolution CC-09-17-12-01 to the Land Use, Annexation and Economic Development Committee for further review and consideration.

## **OTHER BUSINESS**

There was none.

## **ANNOUNCEMENTS**

There were none.

## **EXECUTION OF DOCUMENT**

## **ADJOURNMENT**

Mayor Brainard adjourned the meeting at 7:42 p.m.

Respectfully submitted,

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Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

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James Brainard, Mayor

## **ATTEST:**

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Diana L. Cordray, IAMC, Clerk-Treasurer